BS2006-003

SEMINOLE COUNTY GOVERNMENT BOARD OF ADJUSTMENT AGENDA MEMORANDUM

Continued from the July 24, 2006 BOA Meeting

SUBJECT:	Reques	<u>t for a special e</u>	xception for a	proposed off st	reet parki	ng facility
	and an	addition to an e	xisting church	in the R-1 (Sing	gle-Family	Dwelling
	District):	; (Vernon Thomp	son, applicant)			
DEPARTMENT: Planning & Development DIVISION: Planning						
AUTHORIZE	D BY:	Kathy Fall	CONTACT	r: Ian Sikonia	EXT.	7398
Agenda Dat	e 08/28/0	06 Regular ⊠	Consent	Public Hearing	g – 6:00 [\boxtimes

MOTION/RECOMMENDATION:

- 1. **APPROVE** the request for a special exception for a proposed off street parking facility and an addition to an existing church in the R-1 (Single-Family Dwelling District); or
- 2. **DENY** the request for a special exception for a proposed off street parking facility and an addition to an existing church in the R-1 (Single-Family Dwelling District); or
- 3. **CONTINUE** the request to a time and date certain.

				
GENERAL	Rose Hill Baptist Church	R-1 District, LDC Section		
INFORMATION	P.O. Box 470164	30.183(d) & (a); (Off-street		
	Lake Monroe, FI 32747	parking facility & Church)		
BACKGROUND / REQUEST	construct an off street pacommunity. The applicant wishes to exadditional 3,124 square feet addition will consist of a coand the pastor's office. The two unpaved parking facilities facility which located on the Moton Avenue and contains	expand an existing church and rking facility in the Bookertown xpand the church by adding an to an existing building. The new ngregation area, reception areas, y are also proposing to construct s. The first is an off street parking west side of the church across 22 parking spaces. The second is tains 18 spaces including the		

 The proposed membership for the existing church is members. The total seating in the existing church is approximately 80 people while the new expansion will allow for approximately 180 people.

ZONING & FLU

DIRECTION	EXISTING ZONING	EXISTING FLU	USE OF PROPERTY
SITE	R-1	Medium Density Residential	Church
NORTH	R-1	Medium Density Residential	Single-Family Residential
SOUTH	R-1	Medium Density Residential	Single-Family Residential
EAST	R-1	Medium Density Residential	Single-Family Residential
WEST	R-1	Medium Density Residential	Single-Family Residential

STANDARDS FOR GRANTING A SPECIAL EXCEPTION; LDC SECTION 30.43(b)(2) The Board of Adjustment (BOA) shall have the power to hear and decide special exceptions it is specifically authorized to pass under the terms of the land development code upon determination the use requested:

IS NOT DETRIMENTAL TO THE CHARACTER OF THE AREA OR NEIGHBORHOOD OR INCONSISTENT WITH TRENDS OF DEVELOPMENT IN THE AREA:

The existing structure has been established on this property since 1950 in the Bookertown community. The proposed church expansion and parking facilities will not be inconsistent with character of the neighborhood due to its longstanding use as a church within the Bookertown community. It is typical to have community churches within established residential communities.

DOES NOT HAVE AN UNDULY ADVERSE EFFECT ON EXISTING TRAFFIC PATTERNS, MOVEMENTS AND VOLUMES:

A proposed addition of an existing church will increase traffic however a majority of those trips will be internal to the Bookertown community due the majority of the congregation living within the community. The services the church provides also will have a nominal effect on peak hour traffic because the church classes begin at 7:00 pm on weekdays and church service will only be held on Sunday's.

IS CONSISTENT WITH THE SEMINOLE COUNTY VISION 2020 COMPREHENSIVE PLAN:

The Seminole County Vision 2020 Comprehensive Plan describes Medium Density Residential Future Land Use as appropriate for a variety of non-residential special exception uses such as, group homes, churches, day care, guest cottages, home occupation,

public utilities, and publicly owned parks and recreational areas. With the imposition of staff's recommended conditions, the proposed church expansion and off street parking facility would be consistent with this description, given the primary use of this site as a church.

MEETS ANY ADDITIONAL REQUIREMENTS SPECIFIED IN THE CODE SECTION AUTHORIZING THE USE IN A PARTICULAR ZONING DISTRICT OR CLASSIFICATION:

Based on the submitted site plan, the proposed expansion will meet the minimum applicable setbacks requirements in the R-1 (Single-Family Dwelling District). The existing church doesn't meet the applicable setbacks, however since the structure was built in 1950 setbacks were not in existence.

WILL NOT ADVERSELY AFFECT THE PUBLIC INTEREST:

Within the R-1 district, off street parking facilities and churches are allowed as conditional uses. The proposed off street parking facility and church expansion use would not have any significant additional impacts in intensity due to this site having been used as church for a number of years.

STANDARDS FOR GRANTING A SPECIAL EXCEPTION IN THE R-1 (SINGLE-FAMILY DWELLING DISTRICT); LDC SECTION 30.181(a) & (d) The BOA may permit any use allowed by special exception in the R-1 (Single-Family Dwelling District) upon making findings of fact, in addition to those required by section 30.43(b)(2) of the land development code, that the use:

IS CONSISTENT WITH THE GENERAL ZONING PLAN OF THE R-1 (SINGLE FAMILY DWELLING DISTRICT):

As previously stated churches and off street parking facilities are consistent with the general zoning plan of the R-1 district. With the imposition of staff's recommended conditions, the proposed church expansion and off street parking facility would otherwise comply with the use and standards of the R-1 district.

IS NOT HIGHLY INTENSIVE IN NATURE:

The request would not be highly intensive in nature, since the site has been established as a church and would be limited by the number of parking spaces allowable.

HAS ACCESS TO AN ADEQUATE LEVEL OF URBAN SERVICES SUCH AS SEWER, WATER, POLICE, SCHOOLS AND RELATED SERVICES:

County services including police, emergency, and garbage disposal are available to the site. The property is currently served by water and a septic system.

STAFF FINDINGS

There is currently an existing church and a vacant lot to the west across Moton Avenue. The expansion to the site includes a 3,124 square foot church expansion and an off street parking facility on the vacant property. In evaluating this request, staff has determined the following:

- The proposed use would be consistent with the comprehensive plan's designation of Medium Density Residential future land use for the subject property.
- With the imposition of staff's recommended conditions, the proposed use would not have an adverse impact on existing traffic patterns, movements or volumes.
- The proposed use would not adversely affect the public interest.
- No identified areas of environmental concern would be impacted by the proposed use.
- The proposed church expansion and off street parking facility would be compatible with the residential character of nearby and adjacent development.

STAFF RECOMMENDATION

Based on the stated findings, staff recommends the Board of Adjustment approve the request for special exception, subject to the following conditions:

- Parking of vehicles within the road right-of-way shall be prohibited.
- The proposed addition shall not exceed 3,200 square feet and a maximum occupancy of 180 people
- o If the parking facility shall be lighted it will be residential in design and it will follow the standards set forth in the Land Development Code.



and correct to the best of my knowledge.

SIGNATURE OF OWNER OR AGENT*

SEMINOLE COUNTY PLANNING & DEVELOPMENT DEPARTMENT PLANNING DIVISION

1101 EAST FIRST STREET
SANFORD, FL 32771 RECEIVED JUN 0 2 7006
(407) 665-7444 PHONE (407) 665-7385 FAX APPLINO. BS 2006-003

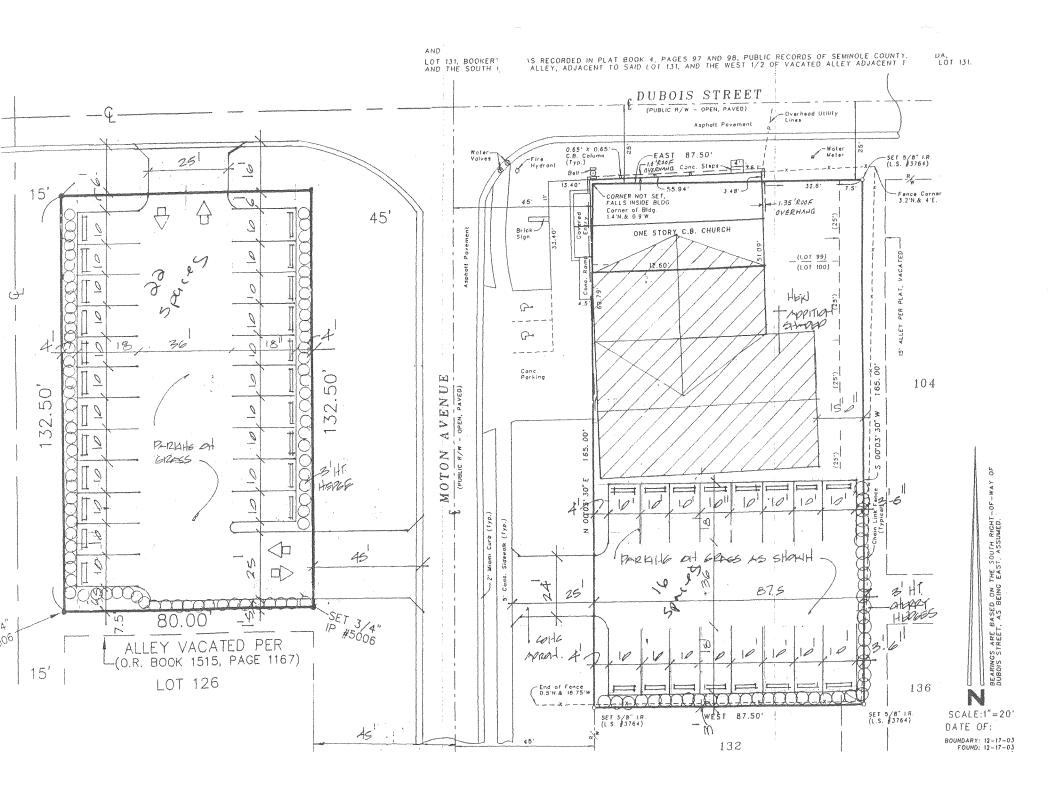
APPLICATION TO THE SEMINOLE COUNTY BOARD OF ADJUSTMENT

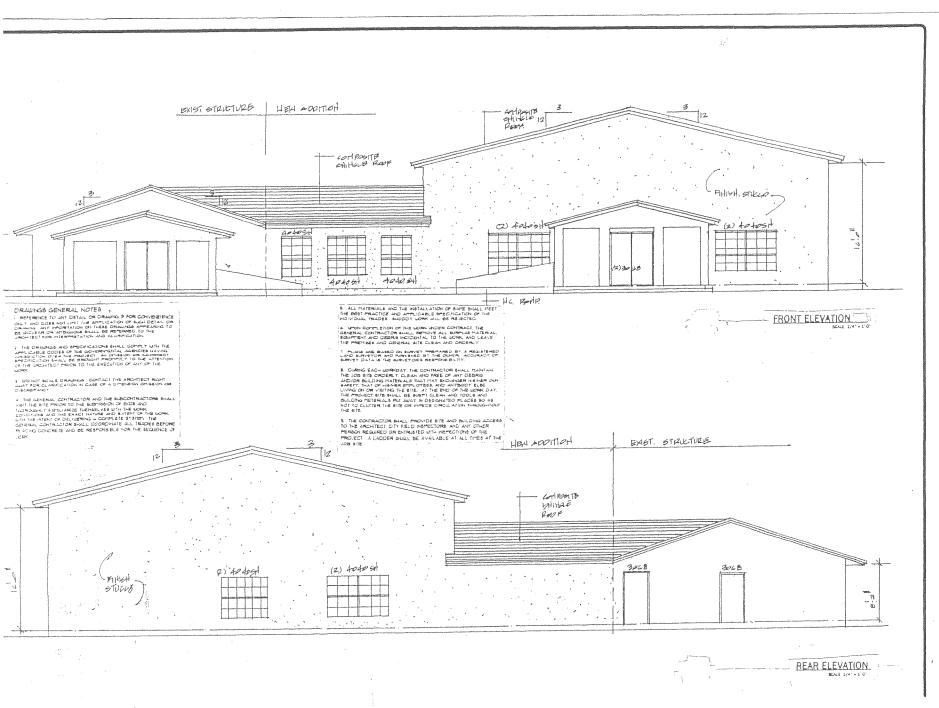
Applications to the Seminole County Board of Adjustment shall include all applicable items listed in the Board of Adjustment Process Checklist. No application will be scheduled for Board of Adjustment consideration until a complete application (including all information requested below) has been received by the Planning & Development Department, Planning Division. Applications for SPECIAL EXCEPTION shall only be received for processing following pre-application conference.

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		PROPERTY OW	NER	AUTHORIZED AGENT *	
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	RESS	36 MOTON		4121 DISON DA. OBL. FLA	
		LAKE MONROX		32808	
		DEACON WI		407 - 739 - 7891	
PHONE E-MA		407-427-0	788.		
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				, LAICE MONRUE, FLA.	
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answerounder-Wis	AND ASSESSMENT OF STREET				
KNO	WN COD	E ENFORCEMENT	VIOLATIONS	NONE.	
IS PR	OPERT	/ ACCESSIBLE FO	R INSPECTION (
(mo/da	y/yr), in th	be considered at the E e Board Chambers (Ro g, located at 1101 East	om 1028) at 6:00 p.m.	on the first floor of the Seminole County	
l hereb	y affirm tha	ajali statements, propos	als, and/or plans submi	itted with or contained within this application are true	

ADDITIONAL VARIANCES VARIANCE 2: VARIANCE 3: VARIANCE 4: VARIANCE 5: VARIANCE 6: VARIANCE 7: APPEAL FROM BOA DECISION TO BCC APPELLANT INFORMATION NAME ADDRESS PHONE 1 PHONE 2 E-MAIL NATURE OF THE APPEAL APPELLANT SIGNATURE FOR OFFICE USE ONLY PROCESSING: FEE(S): 370.00 COMMISSON DISTRICT FLU/ZONING & 1/MOR BCC HEARING DATE (FOR APPEAL)

LOCATION FURTHER DESCRIBED AS PLANNING ADVISOR DATE SUFFICIENCY COMMENTS Last Updated: April 14, 2005





ASVISION BY

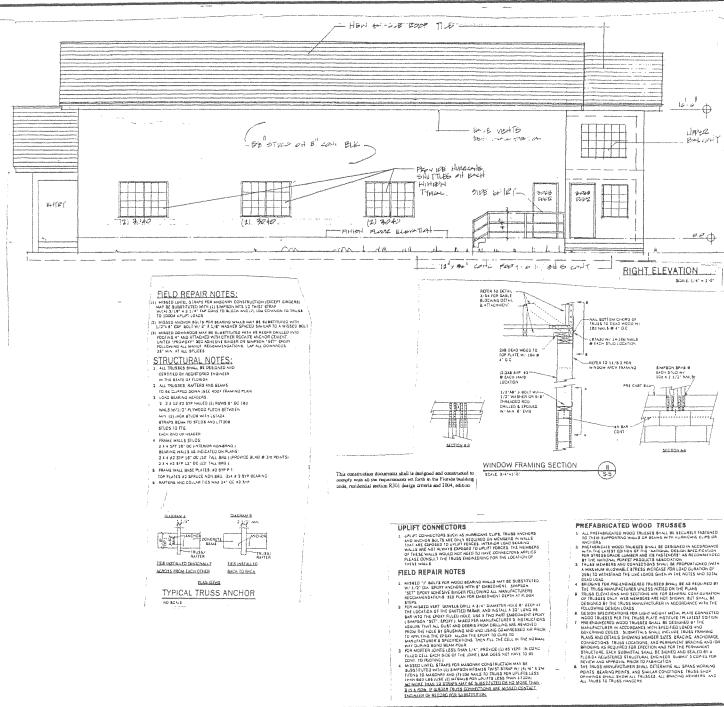
PARADISE DESIGN & CONSTRUCTION 4121 DIJON DRIVE ONLAND, FLORIDA, 32808 PH: 407-75-7891 FAX: 407-814-1337

ROSE HILL BAPTIST CHURCH
1161 MOTON AVENUE
LAKE MONROE, FLORIDA 32747

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MEVISIONS

PARADISE DESIGN & CONSTRUCTION 4121 DIJON DRIVE ORLANDO, FLORIDA, 32808 PH: 407-39-7891 FAX: 407-814-1337

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SCALE, 1/4" = 1"-0"

SIMPSON SPINS B

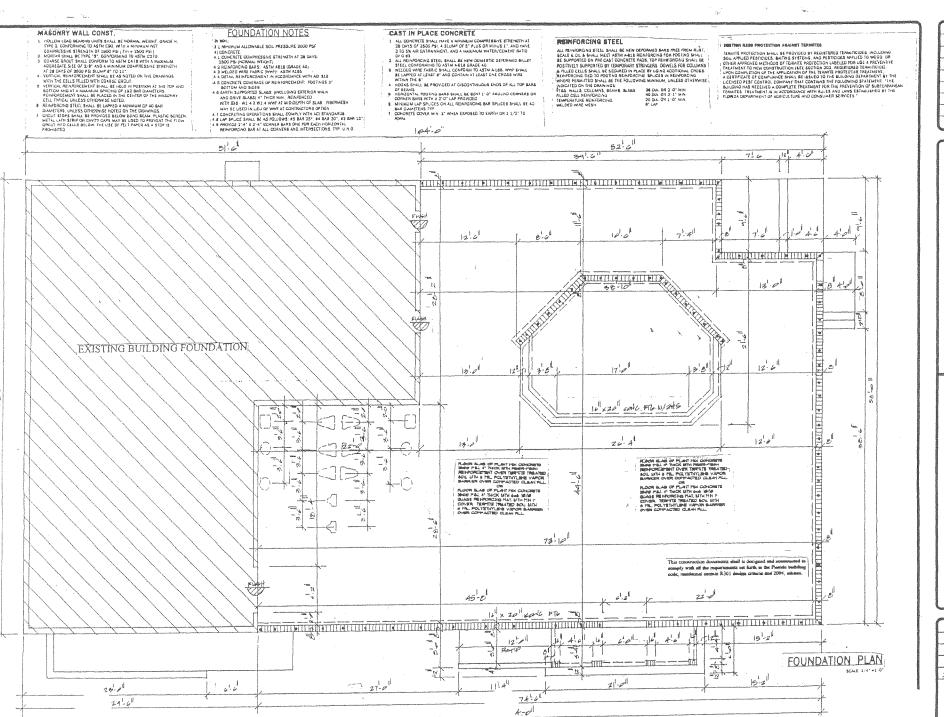
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EACH STUD W/ 100 A 1 1/2" NAUS)

ROSE HILL BAPTIST CHURCH
1161 MOTON AVENUE
LAKE MONROE, FLORUDA 32747
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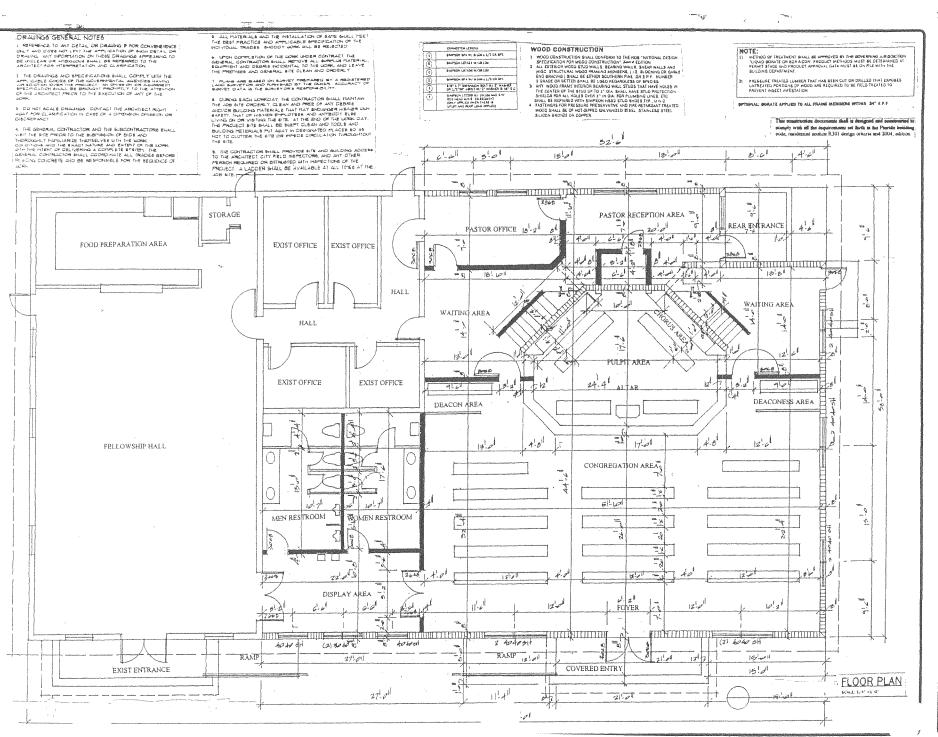


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PARADISE DESIGN & CONSTRUCTION 4121 DIJON DRIVE ORLANDO, FLORIDA, 32808 PH: 407-39-7891 FAX: 407-814-1379

ROSE HILL BAPTIST CHURCH 1161 MOTON AVENUE LAKE MONROE, FLORIDA 32747 (AAGLE DELINE SON ROSEN)

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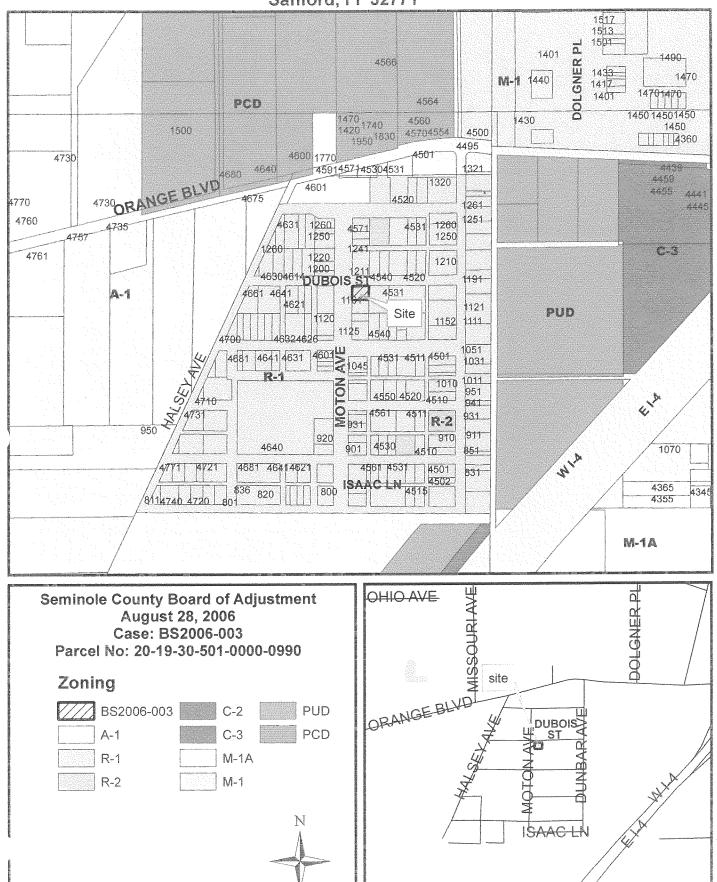


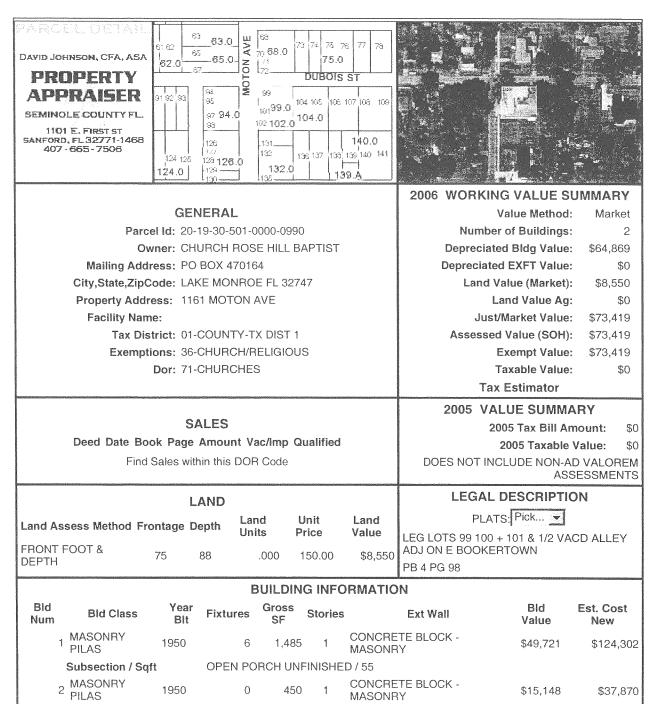
ASVISIONS BY

PARADISE DESIGN & CONSTRUCTION 4121 DIJON DRIVE ORLANDO, FLORIDA, 32808 PH: 407-739-7891 FAX: 407-814-1337

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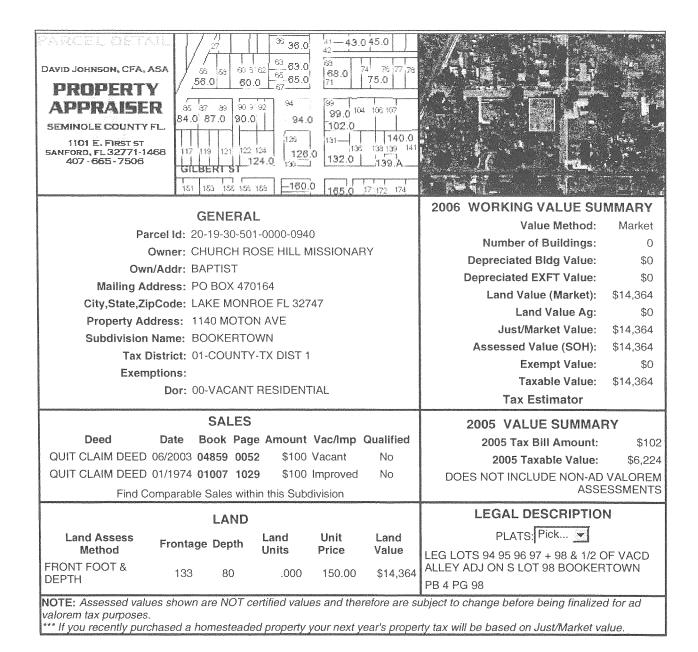
Vernon Thompson 1161 Moton Ave Sanford, FI 32771





NOTE: Assessed values shown are NOT certified values and therefore are subject to change before being finalized for ad valorem tax purposes.

*** If you recently purchased a homesteaded property your next year's property tax will be based on Just/Market value.



To: Seminole county planning and zoning

1101 East 1st street Sanford, Florida 32771

From: Rose Hill Baptist church

1161 Moton Avenue

Lake Monroe, Florida, 32747

Re: special exception proposal

Church extension and special exception permit for a proposed parking lot directly across the street from the existing property.

Gentlemen,

By this letter we are requesting permission to construction and 3,124 square foot building addition to the existing church building location at 1161 Moton Avenue in lake Monroe, Florida. An addition to this building addition we were planning to convert the church owned property directly across the street to a new parking lot. This parking lot will accommodate about 36 cars. Parking on this proposed parking lot will be on grass with concrete wheel stop.

FILE NO.: BS2006-003

SEMINOLE COUNTY APPROVAL DEVELOPMENT ORDER

On August 28, 2006 Seminole County issued this Development Order relating to and touching and concerning the following described property:

LEG LOTS 99 100 + 101 & ½ VACD ALLEY ADJ ON E BOOKERTOWN PB 4 PG 98 LEG LOTS 94 95 96 97 + 98 & 1/2 OF VACD ALLEY ADJ ON S LOT 98 **BOOKERTOWN PB 4 PG 98**

(The aforedescribed legal description has been provided to Seminole County by the owner of the aforedescribed property.)

FINDINGS OF FACT

Property Owner:

Rose Hill Baptist Church

P.O. Box 470164

Lake Monroe, Fl 32747

Project Name:

Rose Hill Baptist Church Expansion & Parking Lot

Requested Development Approval:

Request for a special exception for a proposed off street parking facility and an addition to an existing church in the R-1 (Single-Family Dwelling District).

The Development Approval sought is consistent with the Seminole County Comprehensive Plan and will be developed consistent with and in compliance to applicable land development regulations and all other applicable regulations and ordinances

The owner of the property has expressly agreed to be bound by and subject to the development conditions and commitments stated below and has covenanted and agreed to have such conditions and commitments run with, follow and perpetually burden the aforedescribed property.

> Prepared by: Ian Sikonia, Planner 1101 East First Street Sanford, Florida 32771

Order

NOW, THEREFORE, IT IS ORDERED AND AGREED THAT:

- (1) The aforementioned application for development approval is **GRANTED**.
- (2) All development shall fully comply with all of the codes and ordinances in effect in Seminole County at the time of issuance of permits including all impact fee ordinances.
 - (3) The conditions upon this development approval and the commitments made as to this development approval, all of which have been accepted by and agreed to by the owner of the property are as follows:
 - 1. Parking of vehicles within the road right-of-way shall be prohibited.
 - 2. Final Site plan shall meet all active/passive buffer requirements adjacent to parking lots set forth in the Land Development Code.
 - 3. If the parking facility shall be lighted it will be residential in design and it will follow the standards set forth in the Land Development Code.
- (4) This Development Order touches and concerns the aforedescribed property and the conditions, commitments and provisions of this Development Order shall perpetually burden, run with and follow the said property and be a servitude upon and binding upon said property unless released in whole or part by action of Seminole County by virtue of a document of equal dignity herewith. The owner of the said property has expressly covenanted and agreed to this provision and all other terms and provisions of this Development Order.
 - (5) The terms and provisions of this Order are not severable and in the event any portion of this Order shall be found to be invalid or illegal then the entire order shall be null and void.

Done and Ordered on the date first v	written above.
	By: Tony Walter Planning Manager
and County aforesaid to tak	before me, an officer duly authorized in the State e acknowledgments, personally appeared
as identification a	personally known to me or who has produced and who executed the foregoing instrument. all in the County and State last aforesaid this
	Notary Public, in and for the County and State Aforementioned

My Commission Expires: